

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

PATENT APPLICATION

TELLER ET AL.

METHOD AND APPARATUS FOR

Serial No. 10/682,293

OR DISCRETE BODY STATES UTILIZING

AUTO JOURNALING OF CONTINUOUS

PHYSIOLOGICAL AND/OR CONTEXTUAL

Filed October 9, 2003

PARAMETERS

INFORMATION DISCLOSURE STATEMENT

Pittsburgh, Pennsylvania 15222

April 21, 2006

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §§1.51, 1.56, 1.97 and 1.98, the art identified on attached form PTO-1449 enclosed herewith is cited in connection with the captioned application. The applicants hereby request the Examiner to review and make an independent evaluation of the art. By filing this Information Disclosure Statement, the applicants are not admitting that any reference actually qualifies as prior art, and applicants reserve the right to argue that any reference does not qualify as prior art should they deem it necessary to do so. Copies of the following references are provided:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA: 22313:1450 on:

April 21: 2006

Datie of Deposit

| Barry 1: Friedman, Esq: | Name of Person Signing | Signature | S

Abrams et al., United States Patent No. 5,673,691

Butterfield et al., United States Patent No. 6,290,650

Anzellini, United States Patent No. 6,339,720

Lizzi, United States Patent No. 6,420,959

Newell et al., United States Patent No. 6,466,232

Mault et al., United States Patent No. 6,468,222

Bayer et al., United States Patent No. 6,532,381

Rubinstein et al., United States Patent No. 6,547,745

Hadas, United States Patent No. 6,597,944

Teller et al., United States Patent No. 6,605,038

Miscyzinski et al., United States Patent No. 6,656,125

Rowlandson, United States Patent No. 6,665,559

Robarts et al., United States Patent No. 6,842,877

Rubinstein, United States Patent No. 6,852,085

Vasin et al., United States Patent No. 6,920,348

Brown, United States Patent No. 6,968,375

Teller et al., United States Patent Application Publication No. US 2002/0019586

Anzellini, United States Patent Application Publication No. US 2003/0176797

Lackey et al., United States Patent Application Publication No. US 2005/0070778

Nakazawa et al., United States Patent Application Publication No. US 2005/0226310

General Hospital Corporation, International Publication No. WO 2005/046433

"Ironman Speed and Distance System" (downloaded from www.timex.com), Timex, October 4, 2002.

"Ironman Speed Distance System - Once Again Timex Revolutionizes the Sportwatch" (downloaded from www.timex.com), Timex, January 8, 2002.

Polar M91ti Heart Rate Monitor Users Manual - Quick Guide, Polar Electro Inc., November 2000.

Polar USA - Product Detail - M91ti (downloaded from www.polarusa.com), Polar USA, October 4, 2002.

Polar USA - Product Detail - S-610 (downloaded from www.polarusa.com), Polar USA, October 4, 2002.

No fee is believed to be required in connection with the filing of this Information

Disclosure Statement because it is being submitted prior to the mailing of a first office action on the merits in the above-captioned application.

Applicants believe that their METHOD AND APPARATUS FOR AUTO

JOURNALING OF CONTINUOUS OR DISCRETE BODY STATES UTILIZING PHYSIOLOGICAL

AND/OR CONTEXTUAL PARAMETERS as described and claimed in the present application is neither taught nor suggested by this art. Accordingly, applicants' invention is believed to be patentable over these references.

Respectfully submitted

Barry I. Friedman, Esq., Reg. No. 33,695

Metz Lewis LC

11 Stanwix Štreet, 18th Floor Pittsburgh, Pennsylvania 15222

John A. Monocello, Esq., Reg. No. 51,022 BodyMedia, Inc. 4 Smithfield Street, 11th Floor Pittsburgh, Pennsylvania, 15222

(412) 918-1100

•				ATTY DOCKET NO. 1148/095			APPLICATION NO. 10/682,293				
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)					Teller et al.						
/ 67					FILING October 9, 2003			GROUP ART			
		P 2	4 Jana 1911 L	U.S	S. PATENT	DOCUMENTS					
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INITIAL			-				CLAGG	GUDULAGO	IF APPROP	RIATE	
	<u> </u>	5,673	3,691	10/7/97	Abrams e	t al.					
		6,290	0,650	9/18/01	Butterfiel	d et al.					
		6,339	7,720	1/15/02	Anzellini	et al.					
		6,420),959	7/16/02	Lizzi						
		6,466	5,232	10/15/02	Newell et	al.					
				U.S. PATEN	IT APPLIC	ATION PUBLICATIONS					
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		2002	/0019586	2/14/02	Teller et al.						
		2003	/0176797	9/18/03	Anzellini						
		2005	/0070778	3/31/05	Lackey et al.						
		2005	/0226310	10/13/05	Nakazawa	a et al.					
				FORE	IGN PATE	NT DOCUMENTS				-	
		DOCUMENT NUMBER DATE				COUNTRY CLASS			TRANS YES	LATION NO	
		2005/046433		5/26/05	PCT				123	NO	
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	L	<u> </u>	OTHER DOCUMEN	NTS (Includin	g Author	, Title, Date, Pertinent F	Pages, Etc	 ;.)	<u></u>		
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			"Ironman Speed and Distance System" (downloaded from www.timex.com), Timex, October 4, 2002.								
		"Ironman Speed Distance System - Once Again Timex Revolutionizes the Sportwatch" (downloaded from www.timex.com), Timex, January 8, 2002.									
EXAMINE	R					DATE CONSIDERED					
			erence considered, whethe			nance with MPEP 609; Draw I	ine through	citation if not in co	onformance	and not	

Form PTO-A820 (also form PTO-1449)

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i.	INFO	FORMATION DISCLOSURE CITATION (Use several sheets if necessary)				Teller et al.						
,						FILING October 9, 2003			GROUP ART			
				U.S	. PATENT	DOCUMENTS						
*EXAMINER	DOCOMENT NUMBER			DATE		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE			
		6,46	8,222	10/22/02	Mault et	al.						
		6,53	2,381	3/11/03	Bayer et a	al.						
		6,54	7,745	4/15/03	Rubinstei	n et al.						
		6,597,944 7/22/03 Hadas										
		6,60	5,038	8/12/03	Teller et a	al.						
				U.S. PATEN	T APPLIC	ATION PUBLICATIONS						
*EXAMINER			DOCUMENT NUMBER	DATE		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE			
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			DOCUMENT NUMBER	DATE		COUNTRY	CLASS	SUBCLASS	TRANS YES	LATION NO		
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			OTHER DOCUMEN	ITS (Includin	g Author	, Title, Date, Pertinent F	Pages, Etc	:. <i>)</i>				
		Polar M91ti Heart Rate Monitor Users Manual - Quick Guide, Polar Electro Inc., November 2000.										
			Polar USA - Product Det	ail - M91ti (dow	nloaded fr	rom www.polarusa.com), Po	olar USA, (October 4, 2002.		***************************************		
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*EXAMINE	ER: Initia	al if re	ference considered, whethe	r or not citation is	in conform	nance with MPEP 609; Draw I	ine through	citation if not in c	onformance	and not		

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INITIAL	<u> </u>	<u> </u>	DOCUMENT NUMBER	DATE		NAME	CLASS	SUBCLASS	IF APPROPRIATE			
		6,656	5,125	12/2/03	Misczyn	ski et al.						
		6,665	5,559	12/16/03	Rowland	lson				·		
		6,842	2,877	1/11/05	Robarts	et al.						
		6,852	2,085	2/8/05	Rubinste	ein						
:		6,920	1,348	7/19/05	Vasin et	al.						
	-			U.S. PATEN	IT APPLIC	CATION PUBLICATIONS		•				
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		1	OTHER DOCUME	NTS (Includin	g Autho	r, Title, Date, Pertinent I	Pages, Etc		<u> </u>	I		
		1	Polar USA - Product Det	·	<u> </u>	rom www.polarusa.com), Po		·				

DATE CONSIDERED *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not

considered. Include copy of this form with next communication to applicant.

EXAMINER

				ATTY DOCKET NO. 1148/09		APPLICATION NO. 10/682,293					
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					FILING October 9,		GROUP ART				
			U.S	S. PATENT	T DOCUMENTS						
'EXAMINER	R DOCUMENT NUMBER DATE				NAME	CLASS	CLASS SUBCLASS		FILING DATE IF APPROPRIATE		
		6,968,375	11/22/05	Brown							
			U.S. PATEN	NT APPLIC	CATION PUBLICATIONS	;					
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE			
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	-	OTHER DOCUM	ENTS (Includir	ng Autho	r, Title, Date, Pertine	ent Pages, Etc.)				
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